(S)

(37)

HIGH COURT OF CHHATTISGARH; BILASPUR

W.P. (S) No. 722 of 2007

Petitioner — Dharm Kumar Tiwari, son of Late Shri Chandrabhan Tiwari, aged about 40 years, occupation: service posted as Book Lifter at Government College, Saja, Dist. Durg, CG.

Versus

Respondents

1) State of Chhattisgarh, through the Secretary, Higher Education Department, D.K.S. Bhawan, Raipur, District – Raipur, CG.

2) Commissioner, Higher Education, Directorate, Government Science College, Raipur, Dist. Raipur, CG.

3) Principal, Government College, Saja, Dist. Durg, CG.

(WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA)

SB: Hon'ble Mr. Justice Satish K. Agnihotri

Shri Awadh Tripathi, counsel for the petitioner.
Shri Sushil Dubey, Govt. Advocate for the State.

ORDER

(Passed on 20th April, 2007)

1. The petitioner has filed this petition challenging the transfer order dated . 2-12-2006. By virtue of the interim order dated 7-2-2007 passed by this Court, the petitioner is continuing at the original place of posting.
2. Be that as it may, with the passage of time this petition has become infructuous as period of transfer is not applicable forever. At this point of time there is no question to examine the validity of the transfer order. However, the respondents are at liberty to pass appropriate orders keeping in view the public interest and administrative exigency, without insisting on compliance of the impugned transfer order.
3. In view of the above, this petition stands disposed of. No order as to costs.

Sd/-
Satish K. Agnihotri
Judge

Raju